



**ASSEMBLY AMENDMENT 3,  
TO SENATE SUBSTITUTE AMENDMENT 1,  
TO 1997 ASSEMBLY BILL 351**

May 5, 1998 – Offered by Representative SCHNEIDER.

1 At the locations indicated, amend the substitute amendment as follows:

2 **1.** Page 4, line 24: after “supervision,” insert “telephone solicitation by  
3 prisoners.”

4 **2.** Page 31, line 16: after that line insert:

5 “SECTION 101m. 134.73 of the statutes is created to read:

6 **134.73 Telephone solicitation by prisoners. (1) DEFINITIONS.** In this  
7 section:

8 (a) “Correctional facility” means a facility in which a person is incarcerated to  
9 serve a sentence imposed for conviction of a crime.

10 (b) “Telephone solicitation” has the meaning given in s. 134.72 (1) (c).

11 **(2) PROHIBITIONS.** No prisoner in a correctional facility may conduct a telephone  
12 solicitation unless the prisoner, at the outset of the telephone solicitation, identifies

1 himself or herself as a prisoner, states his or her name, prisoner identification  
2 number and the name and location of his or her correctional facility and states the  
3 name of the person on whose behalf he or she is conducting the telephone solicitation.

4 (3) TERRITORIAL APPLICATION. This section applies to an intrastate telephone  
5 solicitation and to an interstate telephone solicitation directed to or received by a  
6 person in this state.

7 (4) PENALTY; ENFORCEMENT. (a) A person who violates sub. (2) shall forfeit  
8 \$10,000 for each violation.

9 (b) The attorney general and the district attorneys of this state have concurrent  
10 authority to institute civil proceedings under this section.

11 (c) 1. In addition to or in lieu of seeking the penalty under par. (a), the attorney  
12 general or a district attorney may institute injunctive proceedings to enforce sub. (2).

13 2. A person who violates the terms of an injunction issued under subd. 1. shall  
14 forfeit \$10,000 for each violation.”.

15 (END)